

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

CELL AND NETWORK SELECTION LLC,

Plaintiff,

V.

AT&T INC., AT&T MOBILITY LLC,  
SIERRA WIRELESS, INC., and  
SIERRA WIRELESS AMERICA, INC.,

Defendants.

[illegible]

Civil Action No. 6:13-cv-00403-LED-KNM

## Jury Trial Demanded

**JOINT MOTION FOR DISMISSAL WITH PREJUDICE  
OF DEFENDANTS SIERRA WIRELESS, INC.  
AND SIERRA WIRELESS AMERICA, INC.**

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiff Cell and Network Selection LLC (“CNS”) and Defendants Sierra Wireless, Inc. and Sierra Wireless America, Inc. (collectively, “Sierra Wireless” or “Defendants”) hereby jointly move for dismissal *with prejudice* of all claims by CNS against Sierra Wireless and all counterclaims of Sierra Wireless against CNS.

The parties further move this Court to order that all costs and expenses relating to this litigation shall be borne by the party incurring same, and that all rights of appeal are waived. A proposed Order accompanies this Motion pursuant to Local Court Rule CV-7(a).

Dated: October 3, 2013

Respectfully submitted,

By: /s/ Ronald F. Lopez

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**ATTORNEYS FOR PLAINTIFF  
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**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to FED. R. Civ. P. 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email, on this the 3<sup>rd</sup> day of October, 2013.

/s/ Andrew G. DiNovo  
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